

Jeffrey E. Tsai (SBN CA 226081)
James S. Davidson (SBN CA 347622)
DLA PIPER LLP (US)
555 Mission Street, Suite 2400
San Francisco, California 94105
Telephone: 415.836.2500
Facsimile: 415.836.2501
jeff.tsai@us.dlapiper.com
jamie.davidson@us.dlapiper.com

Attorneys for Defendant
DIAMOND FOUNDRY INC.

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

E.Y. OROT ASSETS LTD., an Israeli
company, and OMEGA ECO DIAMONDS
LTD., an Israeli company,

Plaintiffs,

v.

DIAMOND FOUNDRY INC., a Delaware
corporation,

Defendant.

CASE NO. 3:24-cv-03836-TLT

Assigned to the Honorable Trina L. Thompson

**DECLARATION OF JAMES S. DAVIDSON
REGARDING THE COURT'S OCTOBER 18,
2024 ORDER [ECF NO. 37]**

Action Filed: June 26, 2024

Trial Date: February 9, 2026

1 I, James S. Davidson, declare as follows:

2 1. I am an associate at DLA Piper LLP (US), which represents Defendant Diamond
3 Foundry Inc. (“Diamond Foundry”) in this action. I submit this declaration regarding the Court’s
4 October 18, 2024 Order [ECF No. 37] (the “October 18 Order”). This declaration is based upon
5 my personal knowledge. If called to testify, I could and would testify to the matters herein.

6 2. On October 18, 2024, the Court ordered the parties to file under seal a copy of the
7 Foundry-As-A-Service Agreement (the “Agreement”). Attached hereto as **Exhibit A** is a true
8 and correct copy of the Agreement.

9 3. The parties have conferred and agree that Exhibit A is a true and correct copy of
10 the Agreement.

11 I declare under penalty of perjury that the foregoing is true and correct. Executed on
12 October 21, 2024, at San Francisco, California.

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16 JAMES S. DAVIDSON
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